

Town Board Minutes

**Meeting
No. 14**

Regular Meeting

June 6, 1994

MEETINGS TO DATE 14
NO. OF REGULARS 11
NO. OF SPECIALS 3

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LANCASTER, NEW YORK
JUNE 6, 1994

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 6th day of June 1994 at 8:00 P.M. and there were

PRESENT: ROBERT H. GIZA, COUNCIL MEMBER
DONALD E. KWAK, COUNCIL MEMBER
PATRICK C. POKORSKI, COUNCIL MEMBER
THOMAS H. VAN NORTWICK, COUNCIL MEMBER
LUCIAN J. GRECO, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
ROBERT H. LABENSKI, TOWN ENGINEER
JOSEPH F. REINA, TOWN ATTORNEY
JEFFREY H. SIMME, ASSISTANT BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE
JOHANNA M. COLEMAN, RECEIVER OF TAXES

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, and designated as Chapter 46 of the Code regarding Stop and Yield Intersections, Speed Regulations, Parking, Standing and Stopping in Hunters Creek and Hillview Estates Subdivisions

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS	ADDRESS
None	
OPPOSERS	ADDRESS
None	
COMMENTS & QUESTIONS	ADDRESS
None	

ON MOTION BY COUNCILMAN POKORSKI AND SECONDED BY COUNCILMAN VAN NORTWICK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:20 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMER GIZA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town Board held on May 16, 1994, and the Joint Meeting of the Town Board and the Planning Board held May 18, 1994 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

File: R.MIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER POKORSKI, TO WIT:

WHEREAS, Burke Brothers Construction, Inc., One Glendale Drive, Suite B, Hamburg, New York 14075 has requested the Town Board of the Town of Lancaster to accept work completed under Street Lighting Public Improvement Permits within Hunters Creek Subdivision, Phase II and Phase III within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Street Lighting Public Improvements within Hunters Creek Subdivision, Phase I and Phase II, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 347 - Street Lights - Hunters Creek Subdivision, Phase II

P.I.P. No. 348 - Street Lights - Hunters Creek Subdivision, Phase III

conditioned, however, upon the following:

1. Receipt by the Town Clerk, within 45 days, of a bill of sale to improvements for the property conveyed to the Town of Lancaster.
2. Receipt by the Town Clerk, within 45 days, of a maintenance bond for the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted. The bond shall run for a term of two years commencing with the date of adoption of this resolution,

and

BE IT FURTHER

RESOLVED, that a copy of this resolution be directed by the Town Clerk to the New York State Electric & Gas Corporation with a request to energize the street lights herein, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector and the Town Clerk are directed to suspend the acceptance of any building permit applications for construction for construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER GIZA, TO WIT:

WHEREAS, Ciminelli Development Company, 350 Essjay Road, Williamsville, New York 14221, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Quail Run Subdivision, Phase II, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Applications Nos. 351, 352, and 353 of Ciminelli Development Company, 350 Essjay Road, Williamsville, New York 14221 for the installation of:

- P.I.P. No. 351 - Construction on Quail Run Lane and Hunters Drive of 2600± L.F. of 8" PVC water line pipe and appurtenances. 28± L.F. of 8" DIP and appurtenances. 5 ea. hydrant assy's. 4 each 8" valve/box assy's. 1 each 2" perm. blow-off.
- P.I.P. No. 352 - Construction on Quail Run Lane and Hunters Drive of 2225± L.F. of 28' wide AC pavement with up-right curbs.
- P.I.P. No. 353 - Construction on Quail Run Lane and Hunters Drive of 2400± L.F. of 6" PPVC pipe. 400± L.F. 8" PPVC pipe. 178± L.F. of 12" RCP. 1726± L.F. of 12" HDPE pipe. 275± L.F. 15" HDPE pipe. 8 ea. storm MH's. 26 ea. by RCVRS. 8 ea. LD RCVRS. 11 ea. road RCVRS.

be and are hereby approved and the installation of the improvements requested be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER POKORSKI, TO WIT:

WHEREAS, Hickory Creek Associates, 4600 Main Street, Snyder, New York 14226, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Walnut Creek Subdivision, Phase I, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Applications Nos. 354, 355, 356 and 357 of Hickory Creek Associates, 4600 Main Street, Snyder, New York 14226, for the installation of:

P.I.P. No. 354 - Install 2538 LF of 8" C900 water line with 4
(Water Line) hydrants

P.I.P. No. 355 - 2816± LF of pavement with upright curb
(Pavement & Curbs)

P.I.P. No. 356 - Install 1804 LF of 12" pipe, 353 LF of 15"
(Storm Sewer) pipe, 769 LF of 18" pipe, 770 LF of 21" pipe, 638 LF of 24" pipe, 221 LF of 27" pipe, 342 LF of 30" pipe, 23 manholes, 17 receivers, 1523 LF of 6" perf pipe, 441 LF of 8" perf pipe, and 20 backyard drains.

P.I.P. No. 357 - Excavate and landscape detention area on
(Detention Basin) southwest corner of subdivision

be and are hereby approved and the installation of the improvements requested be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI , TO WIT:

WHEREAS, a Public Hearing was held on the 6th day of June, 1994, for the purpose of amending Chapter 46-Vehicle and Traffic Ordinance of the Code of the Town of Lancaster, and persons for and against such amendment have had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and posted;

NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;

2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on the 6th day of June, 1994;

3. That a Certified copy thereof be published in the Lancaster Bee on June 6, 1994;

4. That a certified copy of the amendment be posted on the Town Bulletin Board;

5. That Affidavits of Publication and Posting be filed with the Town Clerk;

6. That the Highway Superintendent take whatever action is necessary to install signs in accordance with the Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

LEGAL NOTICE
 NOTICE OF ADOPTION
 AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
 TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK

The Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

CHAPTER 46

1. STOP AND YIELD INTERSECTIONS.
 46-8, Stop Intersections designated, is hereby amended
 by deleting therefrom the following:

<u>STREET NAME</u>	<u>INTERSECTING STREET</u>	<u>SIGN LOCATION</u>
	HUNTER'S CREEK SUBDIVISION	
Hampton Court	Sagebrush Lane	N.W. Corner
Hampton Court	Sagebrush Lane	N.W. Corner
Huntington Court	Rue Madeleine Way	N.W. Corner
Rue Madeleine Way	Siebert Road	S.W. Corner
Rue Madeleine Way	Sagebrush Lane	N.E. Corner
Sagebrush Lane	Siebert Road	S.W. Corner

and adopting in place thereof, the following:

<u>STREET NAME</u>	<u>INTERSECTING STREET</u>	<u>SIGN LOCATION</u>
	HUNTERS CREEK SUBDIVISION	
Huntington Court	Rue Madeleine Way	N.W. Corner
Hampton Court	Sagebrush Lane (Easterly Intersection)	N.W. Corner
Rue Madeleine Way	Siebert Road	S.W. Corner
Ryan Street	Hampton Court	N.W. Corner
Sagebrush Lane	Siebert Road	S.W. Corner

<u>STREET NAME</u>	<u>INTERSECTING STREET</u>	<u>SIGN LOCATION</u>
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HUNTERS CREEK SUBDIVISION

"STOP" SIGN PLACEMENT WITH "ALL WAY" SIGN ATTACHED

Hampton Court	Sagebrush Lane (Westerly Intersection)	N.W. Corner
Rue Madeleine Way	Sagebrush Lane	S.E. Corner
Sagebrush Lane	Hampton Court	N.E. Corner
Sagebrush Lane	Rue Madeleine Way	S.W. Corner

2. ARTICLE IX - Speed Regulations.

46-9, Maximum speed limits, is hereby amended as follows:

-
- B. Area speed limits shall be posted at thirty (30) miles per hour at all entrance roads and various locations, when deemed appropriate, within the following subdivisions, shall be amended by adding thereto the following:

-
- (14) Hillview Estates Subdivision
(15) Hunters Creek Subdivision

3. ARTICLE X - Parking, Standing and Stopping.

46-12. Parking prohibited in designated locations, is hereby amended by adding thereto:

-
- (59) Huntington Court: The area constituting the circumference of the inner circle contained within.

4. 46-13. Standing prohibited in designated locations, is hereby amended by adding thereto:

-
- (59) Huntington Court: The area constituting the circumference of the inner circle contained within.

June 6, 1994

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, ROBERT P. THILL, Town Clerk of the TOWN OF LANCASTER, in the said County of Erie, have compared the foregoing copy of an Ordinance Amendment, with the original thereof filed in my office at Lancaster, New York, on the 6th day of June, 1994 and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto signed my hand and affixed the seal of said Town this 6th day of June, 1994.

Robert P. Thill
Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER VAN NORTWICK,, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK , TO WIT:

WHEREAS, the Chief of Police, Thomas Fowler, has requested approval to purchase seven (7) Modular Technical Vests, Level III A, from U. S. Armor, 11843 E. Smith Avenue, Santa Fe Springs, California 90670 at the approximate cost of \$1,129.00 per vest, and

WHEREAS, the Chief of Police has advised the Town Board that the purchase shall come from Drug Forfeiture Funds obtained by the Town Police Department as a result of its enforcement efforts, and will not be an expenditure of tax dollars, and

WHEREAS, the Chief of Police has advised the Board that the United States Attorney's Office has consented to the purchase of these vests using the Drug Forfeiture Funds;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the purchase of Seven (7) Modular Tactical Vests, Level III A, as hereinabove set forth using Drug Forfeiture Funds.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK , TO WIT:

WHEREAS, the Town of Lancaster has heretofore established a joint Social Work Counselor Program with the Lancaster Central District and desires to continue this program, and

WHEREAS, the Town Board has received assurance of participation in State funding by the Division for Youth of the State of New York and the Lancaster Central School District,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby agrees to continue a joint program for a Social Work Counselor to work in the Town of Lancaster with Lancaster Central School children in response to a demonstrated need for such services in order to reduce juvenile delinquency, enhance educational and social opportunities for youth of the Town of Lancaster and to reduce the impact of drug use, truancy, vandalism and juvenile pregnancy, and otherwise reduce the impact of social pressures upon single-parent youth, for the period commencing July 1, 1994 and ending June 30, 1995;

2. That funding for the program at a total annual cost of approximately \$34,629.00 will be provided at 20% of direct salary from the State Division for Youth, 40% of direct salary, plus 50% of the contractual expenses and fringe benefit costs, from the Town of Lancaster, to be drawn from General Fund Account "School Work Counselor Program", and 40% of direct salary plus 50% of the contractual expenses and fringe benefit costs, from the Lancaster Central School District, and

3. That the Supervisor be and hereby is authorized and directed to sign an Agreement to renew said program, said Agreement to be drawn by the Town Attorney, providing for participation in said program in said program by the Town of Lancaster, the Division for Youth of the State of New York, and the Lancaster Central School District.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER KWAK, TO WIT:

WHEREAS, by memorandum dated June 2, 1994, the Supervisor has requested the transfer of funds from the 1994 General Fund - Town Outside Village Fund Budget for the purpose of allocating funds for the Safety Inspection Department to purchase additional fling cabinets,

NOW, THEREFORE, BE IT

RESOLVED, that the following transfers within the 1994 Adopted General Fund - Town Outside Village Budget be and are hereby approved:

<u>General Fund Appropriations</u>	<u>Decrease</u>	<u>Increase</u>
02.3620.0210 Office Furniture & Equipment	\$650.00	
02,3620.0404 Travel and Meal Expense		\$650.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

File: R.ACCT.TRANSFER (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER POKORSKI, TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster to accept completed Public Improvements within Stony Brook Subdivision, Phase III(B) within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Stony Brook Subdivision, Phase III(B), be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 338 - Water Line
P.I.P. No. 339 - Storm Sewers
P.I.P. No. 340 - Pavement and Curbs

conditioned, however, upon the following:

1. Receipt by the Town Clerk, within 45 days, of deeds, easements title report, title insurance and bill of sale to the improvements for the property conveyed to the Town of Lancaster.
2. Receipt by the Town Clerk, within 45 days, of maintenance bonds for each of the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted. The bonds shall run for a term of two years commencing with the date of adoption of this resolution.
3. Receipt by the Town Clerk of formal acceptance of the water improvements by the Erie County Water Authority and the Erie County Health Department, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector and the Town Clerk are directed to suspend the acceptance of building permit applications for construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

File: R.P.I.P. (P15)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER POKORSKI, TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster to accept completed Public Improvements within Stony Brook Subdivision, Phase IV(A) within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Stony Brook Subdivision, Phase IV(A), be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 341 - Water Line

P.I.P. No. 342 - Storm Sewers

P.I.P. No. 343 - Pavement and Curbs

conditioned, however, upon the following:

1. Receipt by the Town Clerk, within 45 days, of deeds, easements title report, title insurance and bill of sale to the improvements for the property conveyed to the Town of Lancaster.
2. Receipt by the Town Clerk, within 45 days, of maintenance bonds for each of the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted. The bonds shall run for a term of two years commencing with the date of adoption of this resolution.
3. Receipt by the Town Clerk of formal acceptance of the water improvements by the Erie County Water Authority and the Erie County Health Department, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector and the Town Clerk are directed to suspend the acceptance of building permit applications for construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED	YES
COUNCIL MEMBER KWAK	VOTED	YES
COUNCIL MEMBER POKORSKI	VOTED	YES
COUNCIL MEMBER VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

June 6, 1994

File: R.P.I.P. (P15)

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK, TO WIT:

WHEREAS, the County of Erie desires to pay to the Town of Lancaster, as fiscal agent, the sum of Thirty Thousand Dollars (\$30,000.00) as the required matching funds as part of a grant of Federal Highway Traffic Safety Program Funds, for the purpose of reducing alcohol-related highway fatalities, injuries and accidents throughout Erie County, and

WHEREAS, the County of Erie has submitted to the Town a written Agreement entitled "Stop DWI-Operation Life Saver", setting forth their mutual understandings with respect to the project and the expenditure of the County funds, and

WHEREAS, the Chief of Police has recommended that the Agreement be executed;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. The Town Board of the Town of Lancaster hereby approves the Agreement submitted by the County of Erie entitled "Stop DWI - Operation Life Saver".

2. The Supervisor be and hereby authorized to execute on behalf of the Town of Lancaster, the agreement and forward same to the appropriate governmental agencies.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED	YES
COUNCIL MEMBER KWAK	VOTED	YES
COUNCIL MEMBER POKORSKI	VOTED	YES
COUNCIL MEMBER VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR
GRECO , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore retained WENDEL, Architect/Engineer, to prepare plans and specifications, and provide engineering services for the construction of a new Police Garage for the Lancaster Town Police Department, 525 Pavement Road, Lancaster, New York, and

WHEREAS, plans and specifications have been filed with the Town Clerk, and

WHEREAS, the Town Board of the Town of Lancaster, after review of the plans and specifications, desires to advertise for public bids pursuant to the requirements of Section 103 of the General Municipal Law;

NOW, THEREFORE, BE IT

RESOLVED, that Sealed Bids for the construction of a Police Garage for the Police Department of the Town of Lancaster, at 525 Pavement Road, Lancaster, New York will be received by the Town Clerk at his office in the Town Hall, 21 Central Avenue, Lancaster, New York 14086, at 10:00 A.M., Local Time on the 23rd day of June, 1994, at which time they will be publicly opened by the Town Clerk or his designated representative, and that a Notice to Bidders shall be published in the Lancaster Bee on June 9, 1994, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

File:R.Not.Bdrs.Pol.Gar.

LEGAL NOTICE
TOWN OF LANCASTER
ERIE COUNTY, NEW YORK
LANCASTER POLICE GARAGE

NOTICE TO BIDDERS

Sealed, separate proposals for General Construction Work, Plumbing Work, Heating and Ventilating Work, and Electrical Work for the Lancaster Police Garage, 525 Pavement Road, Lancaster, N.Y., will be received from bidders by the Town Clerk at his office in the Town Hall, 21 Central Avenue, Lancaster, NY 14086 on or before 10:00 A.M., Local Time on the 23rd day of June 1994, at which time they will be publicly opened and read aloud by the Town Clerk or his designated representative.

Contract Documents may be examined at the office of the Town Clerk of the Town of Lancaster at 21 Central Avenue, Lancaster, NY 14086 and at the offices of the ARCHITECT at the address listed below between the hours of 9:00 A.M. and 4:30 P.M. from June 10, 1994 to June 23, 1994 except Saturdays, Sundays, and Holidays.

Copies may be obtained from the office of Wendel after June 9, 1994 upon deposit of \$100.00 for each set (in the form of two \$50.00 checks). The ARCHITECT will mail the Contract Documents to those wishing to obtain a set upon receipt of the document fee plus a non-refundable mailing and handling charge of Ten Dollars (\$10.00) per set. The mailing date will be considered the bidder's date of receipt. Partial sets of Contract Documents will not be available. Neither the OWNER nor the ARCHITECT will be responsible for full or partial sets of Contract Documents, including any addenda, obtained from other sources. Bidders who return full sets of documents in good condition within thirty (30) days of award of the contract will receive a full refund. Non bidders will be refunded one-half of the deposit upon return of full sets of Contract Documents within thirty (30) days of award of the Contract. No refunds will be made for the return of additional sets. Checks for documents shall be made payable to the ARCHITECT. The \$100.00 deposit shall be in the form of two (2) \$50.00 checks made payable to Wendel. Checks for mailing fees shall be made payable to Wendel.

The attention of the Bidders is called particularly to the requirements with respect to conditions of employment to be observed and minimum wage rates to be paid under the contract.

The attention of the Bidders is called to the provisions of Article 5A of the General Municipal Law which requires the Bidder to execute a certificate of non-collusion and to conform with the other provisions of Article 5A outlined in the Instructions to Bidders and Supplementary Conditions. A form for such certificate accompanies the bid form. Unless it is properly executed, the bid will not be accepted.

The successful Bidder will be required to furnish Payment and Performance Bonds each in an amount equal to 100 percent (100%) of the Contract award.

For the purpose of the deposit refund, bidders shall only be considered as those that formally submit a bid at the time and place as stated above and for the purpose of the performance of the work as set forth in these Specifications.

Bid Forms shall not be removed from the Project Manual and the entire Project Manual shall be submitted with the Bid.

Bid Forms shall not be removed from the Project Manual and the entire Project Manual shall be submitted with the Bid.

Each proposal must be accompanied by the deposit of a certified check, payable to the Order of the Town of Lancaster, for a sum equal to five percentum (5%) of the total amount of the bid, or a bond with sufficient sureties in a penal sum equal to five percentum (5%) of such total bid amount, conditioned that if the proposal is accepted, the successful bidder will enter into a contract for the work, and that he will execute within fifteen (15) days from the date of award, a suitable security bond in the amount of the contract, conditioned for the faithful and prompt performance and completion of the work specified in the contract.

All deposits, except that of the successful bidder, will be returned.

Upon acceptance of his bid, if the successful bidder fails to enter into a contract pursuant to the requirements of the Board, or fails to give the further security prescribed in this notice, with the time limited therein, then the check deposited as aforesaid and the moneys standing to the credit of same, shall be forfeited to the Town as liquidated damages, or the payment of the bond enforced for the benefit of the Town. The Town of Lancaster reserves the right to waive informalities in or to reject any and all bids.

As evidence of his competency to perform the work, each Bidder shall submit with his Bid a statement of his qualifications and resources. Each Bid must contain evidence of Bidder's qualification to do business in the state where the Project is located or covenant to obtain such qualification prior to award of the Contract. Low Bidders may be asked to furnish additional data to demonstrate competency.

The right to reject any or all bids, to waive any informalities in, or to make an award to other than the low bidder or to the lowest responsive and responsible bidder, to delete bid sections or items, should it be deemed to be in the best interest of the Town of Lancaster, and in accordance with law, are herewith reserved.

The Town of Lancaster is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes which are to be incorporated into the project and which are to be separately sold by the CONTRACTOR to the OWNER prior to incorporation into the project, pursuant to the provisions of the contract. These taxes are not to be included in the bid. Sales tax will be due on all materials purchased by CONTRACTOR which are either "consumable" or rental property used by the CONTRACTOR in connection with the construction or repair.

Award of a Contract or Contracts is subject to Town of Lancaster Financing.

June 6, 1994

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER, NY

Robert Thill, Town Clerk

Architect/Engineer
Wendel
Suite 100
95 John Muir Drive
Buffalo, NY 14228
(716) 625-6867

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR GRECO, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCIL MEMBER POKORSKI,
TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a Public Hearing pursuant to Chapter 50, Zoning, Section 9(B)(1)(h) of the Code of the Town of Lancaster, upon the petition of Yorkton Lancaster Development, 460 York Street, London, Ontario, Canada, for a Special Use Permit for a Golf Course within an AR-Agricultural Residential District, on its premises located on William Street in the Town of Lancaster, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50-Zoning, Section 9 (B)(1)(h) of the Code of the Town of Lancaster, entitled, "Golf Courses - Special Use Permit", the Town Board of the Town of Lancaster does hereby grant a Special Use Permit for a golf course on premises owned by Yorkton Lancaster Development, located on the south side of William Street, east of Bowen Road and west of Schwartz Road in the Town of Lancaster upon the terms and conditions as set forth in the Zoning Ordinance.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED NO
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

File: Sp.Use.Pmt.Frwy.Hls.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER KWAK, TO WIT:

WHEREAS, by memorandum dated June 2, 1994, the Supervisor has requested the transfer of funds in the 1994 General Fund Budget for the purpose of allocating funds for Parks and Recreation to print and send out a brochure to all town residents which lists the summer activities available,

NOW, THEREFORE, BE IT

RESOLVED, that the following transfers within the 1994 Adopted General Fund Budget be and are hereby approved:

<u>General Fund Appropriations</u>	<u>Decrease</u>	<u>Increase</u>
01.7020.403 Printing and Advertising	\$4,000.00	
01.7180.426 Stationary Plant and Building Equipment		\$4,000.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

File: R.ACT.T.RANSFER (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
POKORSKI, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, be memorandum
dated June 1, 1994, has requested the appointment of Timothy Pokrywczynski as
Assistant Dog Control Officer,

NOW, THEREFORE, BE IT

RESOLVED, that TIMOTHY POKRYWCZYNSKI, 57 Southwest Parkway,
Lancaster, New York 14086, be and is hereby appointed retroactively to May 31,
1994 to the position of Assistant Dog Control Officer for the term May 31,
1994 to December 31, 1995, at an hourly rate of \$10.10.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR GRECO, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCIL MEMBER KWAK
TO WIT:

WHEREAS, the Village of Alden has requested use of the Town's
Command Post and Equipment as part of the Village's Silver Centennial
Anniversary Celebration to be held on July 5 through July 11, 1994, and

WHEREAS, by letter dated June 2, 1994, the Town's Disaster Response
Coordinator has recommended approval of the request, with the notation that
the Command Post and Equipment will be immediately returned to the Disaster
Response Team in the case of an emergency;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Disaster
Response Coordinator to provide the Command Post and Equipment to the Village
of Alden as part of its Silver Centennial Anniversary Celebration to be held
on July 5 through July 11, 1994, subject to the Disaster Response Team's right
to immediate use of the Command Post and Equipment in case of an emergency.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 5, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER GIZA , TO WIT:

WHEREAS, HICKORY CREEK DEVELOPMENT, 4600 Main Street, Snyder, New
York, 14226 has heretofore applied for approval of Walnut Creek Subdivision,
Phase II, and

WHEREAS, the Planning Board and Town Engineers have given their
approval to the filing of this subdivision,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby approves Walnut
Creek Subdivision, Phase II, as filed by Hickory Creek Development.

2. That the Town Clerk of the Town of Lancaster be and is hereby
directed to properly endorse the approval of the Town Board of the Town of
Lancaster on the linen copy thereof and to attend to the filing of said
subdivision map in the Erie County Clerk's Office.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 12428 to Claim No. 12650 Inclusive

Total amount hereby authorized to be paid:

\$666,346.70

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

File: R.CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER KWAK, WHO MOVED
 ITS ADOPTION, SECONDED BY
 SUPERVISOR GRECO TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

CODE:

(SW) = Sidewalks as required by Chapter 12-1B of the Code of the Town of Lancaster are waived for this permit.

No	Code	Applicant	Street Address	Structure
1771		Michael G. Chmiel	34 Old Post Rd	ER. FENCE, POOL
1772		Norman K. Baumann	51 Lake Forest Pkwy	ER. DECK, POOL
1773		Samuel Petix	5234 William St	ER. SHED
1774		Roman Kwiatkowski	42 Southpoint	ER. SHED, DECK
1775		Mark Zaganiaczyk	25 Deerpath Dr	ER. POOL
1776		James Snyder	23 Running Brook	ER. SHED
1777		Norm Castine	9 Hill Valley	ER. SIN. DWLG
1778		Richard Sobolewski	48 Old Post Rd	ER. DECK
1779		Paul Ahrens	5982 Genesee St	EXT. SIN. DWLG
1780		Chris Swenson	24 Signal Dr	ER. DECK
1781		Ronald E. Young	53 Williamsburg Ln	ER. DECK
1782		Dolores H. Gray	2 Grafton Ct	ER. GAZEBO
1783		Madge/Gary Nelson	642 Schwartz Rd	ER. POOL
1784		Deb Webster	219 Stony Rd	ER. POOL
1785		James & Linda Michalski	21 Arrow Tr	ER. DECK
1786		Ralph A Basile	46 Southpoint Dr	ER. SHED, TUB ENCL., ROOF
1787		Lancaster Home Imp.	120 Cemetery Rd	EXT. SIN. DWLG
1788		Joyce Maciejewski	516 Hall Rd	ER. DECK
1789		Capretto Homes	25 Sagebrush La	ER. SIN. DWLG
1790		Majestic Pools	4905 William St	ER. POOL
1791		James & Laura Whalen	13 Hill Valley Dr	ER. DECK
1792		Thomas P Clark, Sr.	45 Parkdale Dr	ER. SHED, FENCE
1793		John & Kathryn Stepniak	592 Pavement Rd	ER. SIN. DWLG
1794		Bruce Bradford	282 Westwood Rd	ER. SIN. DWLG, BARN
1795		Woods Const Co	346 Broezel Ave	ATL. SIN. DWLG
1796		Robert Ostempowski	31 Plumb Creek Tr	ER. POOL
1797		William T Fedick	62 Southpoint Dr	ER. SHED
1798		Deborah R Anthony	30 Hemlock La	ER. POOL

1799	Mark Kotas	332 Lake Ave	ER. SIN. DWLG
1800	Diamondcraft & Son Bldrs	7 Hill Valley Dr	ER. SIN. DWLG
1801	Renaissance Homes Inc	25 Hill Valley Dr	ER. SIN. DWLG
1802	John B Lempke	11 Via Donato W	ER. DECK
1803	Michael Sikorski	21 Shadyside Ln	ER. POOL
1804	John J Kiel	45 Via Donato E	ER. FENCE
1805	Gregory Waite	16 W Home Rd	EXT. SIN. DWLG
1806	Robert C McEntee	36 Spruceland Ter	ER. FENCE, POOL
1807	Fischione Const	20 Hidden Tr	ER. SIN. DWLG
1808	Lisa Debbins	258 Warner Rd	ER. FENCE
1809	Robert Rupe	64 Maple Dr	ER. SHED
1810	Anthony H Distefano	109 Pheasant Run LN	ER. FENCE, DECK
1811	Markland Bldg. Concepts	21 Hampton Ct	ER. DECK
1812	Markland Bldg. Concepts	12 Hampton Ct	ER. DECK
1813	Mrs. Hammer	100 Iroquois Pl	ER. STORAGE BLDG., PATIO
1814	Francis Skea	21 Hillside Pkwy	ER. POOL
1815	Colley's Pools & Spas	31 Fieldstone La	ER. POOL
1816	Marrano/Marc Equity	43 Old Post Rd	ER. SIN. DWLG
1817	Michael Green	28 Signal Dr	ER. SHED
1818	Mike Fitzpatrick	45 Old Post Rd	ER. DECK
1819	Patrick J Young	710 Schwartz Rd	ER. SIN. DWLG
1820	David G Palaszewski	9 Shadyside Ln	ER. DECK
1821	David Virgilio	26 Signal Dr	ER. SHED
1822	David Virgilio	26 Signal Dr	ER. DECK
1823	Ronald N Wisniewski	21 Fox Hunt Rd	ER. DECK
1824	Ronald N Wisniewski	21 Fox Hunt Rd	ER. FENCE
1825	Forbes Homes, Inc	51 Rehm Rd	ER. SIN. DWLG
1826	Robert Cattoi	44 Signal Dr	ER. DECK
1827	Rosann Tyzcinski	65 Taft Ave	ER. POOL
1828	Anthony Fischione	54 Tomahawk Tr	ER. PORCH COVER
1829	Donna Orlandod-Martin	77 Westwood Rd	ER. GARAGE
1830	David Schmidt	40 Cardinal Ct	ER. SHED
1831	Kim Swatsworth	794 Ransom Rd	ER. SHED
1832	Theresa A Jablonski	69 Heritage Dr	ER. POOL
1833	Siltone Building Co. Inc.	6 Rue Madeleine Way	ER. SIN. DWLG
1834	Decks Unlimited	17 Robins Nest Ct	ER. DECK
1835	Decks Unlimited	1 Whitestone Ln	ER. DECK

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1836	Sharon Moser	1219 Penora St	ER. PVT. GARAGE
1837	Rosemarie Spellman	3 Heritage Dr	ER. SATELLITE DISH
1838	Nancy Eddy	48 Pleasant View Dr	ALT. SING. DWLG. ROOF
1839	Marrano/Marc Equity	44 Reimers Ave	ER. SIN. DWLG
1840	Marrano/Marc Equity	48 Stonybrook Dr	ER. SIN. SIN
1841	Marrano/Marc Equity	520 Lake Ave	ER. SIN. DWLG
1842	Forbes Homes Inc	25 Quail Run	ER. SIN. DWLG

and,

BE IT FURTHER

RESOLVED, that the Building Permit applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the provisions of Chapter 12-1B of the Code of the Town of Lancaster which requires sidewalks in front of every new home.

The question of the adoption of the foregoing resolution was duly put put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
POKORSKI , TO WIT:

WHEREAS, the Cayuga Club, Police Benevolent Association ("PBA") had
filed a grievance regarding the proper interpretation of Section 6.10
("Shooting Proficiency") current Collective Bargaining Agreement entered into
between the Town of Lancaster and the PBA, dated November 23, 1993, and

WHEREAS, the Chief of Police and the President of the PBA have
entered into a settlement of the grievance, a copy of which is on file in the
office of the Town Clerk, and

WHEREAS, the Town Board deems it in the public interest to accept
said agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the Settlement Agreement proposed by the Chief of
Police and the PBA regarding the grievance filed over the interpretation to be
given Section 6.10 ("Shooting Proficiency") of the current Collective
Bargaining Agreement entered into between the Town of Lancaster and the PBA,
dated November 23, 1993, be and the same is hereby ratified and accepted.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR
GRECO , TO WIT:

WHEREAS, PALMA TOOL AND DIE CO., INC., has submitted a Site Plan dated May 20, 1994 for the construction of an addition to its existing structure and parking lot located at 40 Ward Road, , Lancaster, New York, and

WHEREAS, the Planning Board has reviewed the revised plan, and by memo dated June 2, 1994, has recommended approval;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan for the construction of an addition to its existing structure, and parking lot, as prepared by Bernard & DeSimone Architects dated May 20, 1994 and revised May 25, 1994, as submitted by PALMA TOOL & DIE CO., INC., subject to the following conditions:

1. The facade of the addition will match that of the main building.
2. The roof line of the addition cannot be more than four (4) feet higher than the roof line of the main building.
3. The concrete slab upon which a possible future building may be erected in the future cannot be poured at this time.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

June 6, 1994

Council Member Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED:

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
POKORSKI TO WIT:

*Recorded
7/5/94
MT*

WHEREAS, a Public Hearing was held on the 11th day of April, 1994 on the petition of BUFFALO CRUSHED STONE, INC.,, the owner a parcel of land located on the north side of Genesee Street, west of Stony Road in the Town of Lancaster, New York, has petitioned the Town Board of the Town of Lancaster for the rezone of said property from an RCO-Residential Commercial Office District to an LI-Light Industrial District, and

WHEREAS, a Notice of said Public Hearing has been duly published and posted, and

WHEREAS, the Planning Board has recommended the rezone of the hereinafter described parcel of real property, and

WHEREAS, in accordance with Section 239 (m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed such application for rezone and has no objection with respect thereto;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property hereinafter described is changed from an RCO-Residential Commercial District to an LI-Light Industrial District:

COMMENCING at a point on the north side of Genesee Street at Stony Road;

THENCE, westerly approximately 475 +/- feet to begin the subject site;

THENCE, westerly 475 +/- feet along Genesee Street to a point;

THENCE, northerly 629.63 feet to a point;

THENCE, easterly 474.96 feet to a point,;

THENCE, southerly 653.90 feet to the point or place of beginning;

Being 7.04 acres more or less.

2. That said Ordinance Amendment be added in the minutes of the Town Board of the Town of Lancaster held on the 6th day of June, 1994.

3. That a certified copy thereof be published in the Lancaster Bee on or before June 9, 1994.

4. That Affidavits of Publication be filed with the Town Clerk.

5. That a certified copy of this resolution be furnished to the Erie County Department of Planning.

6. This rezone is subject to the terms and conditions agreed upon by Buffalo Crushed Stone, Cintas, and the neighborhood association.

*Recorded
7/5/94
RPS*

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED	YES
COUNCIL MEMBER KWAK	VOTED	YES
COUNCIL MEMBER POKORSKI	VOTED	YES
COUNCIL MEMBER VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

June 6, 1994

LEGAL NOTICE
NOTICE OF ADOPTION OF AMENDMENT
ZONING ORDINANCE, TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that the Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of the said Town hereby changed so that the real property hereinafter described is changed from an RCO-Residential Commercial District to an LI-Light Industrial District.

COMMENCING at a point on the north side of Genesee Street at Stony Road;

THENCE, westerly approximately 475 +/- feet to begin the subject site;

THENCE, westerly 475 +/- feet along Genesee Street to a point;

THENCE, northerly 629.63 feet to a point;

THENCE, easterly 474.96 feet to a point,;

THENCE, southerly 653.90 feet to the point or place of beginning;

Being 7.04 acres more or less.

June 6, 1994

STATE OF NEW YORK:
COUNTY OF ERIE :
TOWN OF LANCASTER:

THIS IS TO CERTIFY, that I, ROBERT P. THILL, Town Clerk of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of NOTICE OF AMENDMENT TO ZONING MAP with the original thereof filed in my office at Lancaster, New York, on the 6th day of June, 1994, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town, this 6th day of June, 1994.

Robert P. Thill
Town Clerk

*Recorded
7/5/94
PPH*

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR GRECO, WHO MOVED ITS ADOPTION
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
POKORSKI, TO WIT:

WHEREAS, the Town Board by resolution dated January 3, 1994, made certain findings pursuant to Article 8, Environmental Conservation Law, in approving an action entitled "Fairway Hills Subdivision", and

WHEREAS, the proposed residences within the subdivision located along William Street have reverse frontage, and

WHEREAS, the Town of Lancaster SEQR Review Board, consisting of members of the Town Board and Planning Board identified visual impacts to other residences along William Street as a concern, and determined that construction of unsightly and non-uniform fences should be avoided and

WHEREAS, the Town Board required, as mitigation, the construction of a five (5) foot berm along William Street, and

WHEREAS, the developer, Yorkton Lancaster Development, Inc., has requested that it be allowed to replace the five (5) foot berm with a five (5) foot wall to be constructed along William Street, and

WHEREAS, the Planning Board has recommended that a five (5) foot wall be constructed;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. The construction of a five (5) foot wall along William Street, located within the entitled Fairway Hills Subdivision, will avoid the unsightly and non-uniform construction fences and similar structures along William Street;

2. The Town Board finds a five (5) foot wall is an acceptable replacement of the five (5) berm originally proposed; and

3. The developer, Yorkton Lancaster Development, Inc. is hereby authorized to incorporate into its final plat, a five (5) foot wall to be constructed along William Street, within the project entitled "Fairway Hills Subdivision", as a replacement to the five (5) foot berm originally proposed, which final plat as well as the overall design of the five (5) foot wall, shall be subject to Town Board approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED	YES
COUNCIL MEMBER KWAK	VOTED	NO
COUNCIL MEMBER POKORSKI	VOTED	YES
COUNCIL MEMBER VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

June 6, 1994

STATUS REPORT ON UNFINISHED BUSINESS:Public Improvement Permit Authorization - The Crossings Subdivision,
(Giallanza) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Deer Cross Subdivision, Phase I
(Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Eastwood Village North Development
(Marrano Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No

Public Improvement Permit Authorization - Deer Cross Subdivision, Phase II
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Forestream Village Subdivision,
Phase I (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway Grading	Yes	No	No	No	n/a
Street Lights	Yes	Yes 1/18/94	No	n/a	No

Public Improvement Permit Authorization - Forestream Village Subdivision,
Phase II (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway (S. Br.)	Yes	No	No	No	n/a
Street Lights	Yes	Yes 1/18/94	No	n/a	No

Public Improvement Permit Authorization - Forestream Village Subdivision,
Phase III (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	Yes 1/18/94	No	n/a	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Glen Hollow, Phase I (Josela)
Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Sidewalks	No	n/a	n/a	n/a	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Grafton Park Subdivision (Donato Developers) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Hidden Hollow Subdivision, (Paul M. Dombrowski)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 10/21/91	Yes	Yes	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Hillview Estates Subdivision, Phase I (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 12/16/91	Yes	n/a	NB-2-
Pavement and Curbs	Yes	Yes 12/16/91	Yes	NB-1-	NB-2-
Storm Sewers	Yes	Yes 12/16/91	Yes	n/a	NB-2-
Detention Basin	Yes	No	No	No	NB-2-
Street Lights	Yes	Yes 2/22/93	Yes	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- Filed but not yet returned.

NB-2- Town Attorney has Bill of Sale.

Public Improvement Permit Authorization - Hillview Estates Subdivision, Phase II (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 9/08/92	Yes	n/a	Yes
Pavement and Curbs	Yes	Yes 9/08/92	Yes	NB-1-	Yes
Storm Sewers	Yes	Yes 9/08/92	Yes	n/a	Yes
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- 12/1/92- Deed filed. Awaiting return from County Clerk

Improvement Permit Authorization - Hunters Creek Subdivision, Phase I (Burke Bros. Construction) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Storm Sewers	Yes	Yes 8/02/93	Yes	n/a	No

Public Improvement Permit Authorization - Hunters Creek Subdivision, Phase II (Burke Bros. Construction)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 8/02/93	Yes	n/a	No
Pavement and Curbs	Yes	Yes 8/02/93	Yes	No	No
Storm Sewers	Yes	Yes 8/02/93	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	Yes 6/06/94	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Hunters Creek Subdivision, Phase III
(Burke Bros. Construction)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 12/6/93	Yes	n/a	No
Pavement and Curbs	Yes	Yes 12/6/93	Yes	No	No
Storm Sewers	Yes	Yes 12/6/93	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	Yes 6/6/94	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Indian Pine Village Subdivision,
Phase I (Fischione Const., Inc.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

Public Improvement Permit Authorization - Indian Pine Village Subdivision,
Phase II (Fischione Construction) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Lake Forest Subdivision, Phase I
(Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Lake Forest South Subdivision (Mark Ogianny)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 12/07/92	Yes	n/a	No
Pavement and Curbs	Yes	Yes 12/07/92	Yes	Yes	No
Storm Sewers	Yes	Yes 12/07/92	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	Yes 9/20/93	Yes	n/a	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Larkspur Acres Subdivision, (Andrusz & Schmid Dev.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Liberty Square Subdivision (Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)

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Public Improvement Permit Authorization - Meadowlands Subdivision (Bosse)
Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Pine Tree Farm, Phase I (Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 9/05/89	Yes	NB-1-	Yes
Detention Basin	Yes	No	No	No	n/a

NB-1- Deed received but not yet recorded.

Public Improvement Permit Authorization - Pine Tree Farm, Phase II (Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 4/17/89	Yes	No	Yes

Public Improvement Permit Authorization - Quail Run Subdivision, Phase I (Ciminelli Development Co.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Quail Run Subdivision, Phase II (Ciminelli Development Co.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Southpoint Subdivision, Phase I (Josela) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
E. Detention Pond	Yes	No	No	No	n/a
W. Detention Pond	Yes	No	No	No	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Stony Brook, Phase I (Marrano)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement & Curbs	Yes	Yes 12/17/90	Yes	NB-1-	Yes
Detention Area 1	Yes	No	No	No	n/a
Detention Area 2	Yes	No	No	No	n/a

NB-1- Deed received but not yet filed.

Public Improvement Permit Authorization - Stony Brook, Phase II (Marrano)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Area	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Stony Brook, Phase III(A) (Marrano)Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Pond	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Stony Brook, Phase III(B) (Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 6/6/94	Yes	n/a	Yes
Pavement and Curbs	Yes	Yes 6/6/94	Yes	N.B.-1-	Yes
Storm Sewers	Yes	Yes 6/6/94	Yes	n/a	Yes
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

N.B.-1- Deed received 5/24/94. Not yet filed.

Public Improvement Permit Authorization - Stony Brook, Phase IV(A) (Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 6/6/94	Yes	n/a	Yes
Pavement and Curbs	Yes	Yes 6/6/94	Yes	N.B.-1-	Yes
Storm Sewers	Yes	Yes 6/6/94	Yes	n/a	Yes
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

N.B.-1- Deed received 5/24/94. Not yet filed.

Public Improvement Permit Authorization - Stony Brook South (George Stephen)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	No	No	No	n/a	No
Pavement and Curbs	No	No	No	No	No
Storm Sewers	No	No	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Townview Apartments (Belmont Shelter) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Thruway Industrial Park (P & R Casilio Enterprises)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Walden Trace Subdivision (Josela/Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No

Public Improvement Permit Authorization - Walnut Creek Subdivision, Phase I (Hickory Associates)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No

Public Improvement Permit Authorization - Warnerview Estates Subdivision, Phase I (Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Warnerview Estates Subdivision, Phase II (Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	No	No	n/a	No

Public Improvement Permit Authorization - Willow Ridge Subdivision (Cimato Bros.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Windsor Ridge Subdivision, Phase I
(M. J. Peterson)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 9/7/93	Yes	n/a	No
Pavement and Curbs	Yes	Yes 9/7/93	No	No	No
Storm Sewers	Yes	Yes 9/7/93	Yes	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No

Public Improvement Permit Authorization - Woodgate Subdivision, Phase I
(Josela Enterprises) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Rezone Petition - Buffalo Crushed Stone, Inc.

On February 18, 1994, this matter was referred to the Planning Board for review and recommendation. On March 21, 1994 a public hearing was set on this matter for April 11, 1994. On April 11, 1994, a public hearing was held on this matter. The Supervisor reserved decision on this matter. On May 18, 1994, the Municipal Review Committee adopted a Negative SEQR Declaration on this project. On June 6, 1994, the Town Board approved this rezone. This item will be removed from future Town Board agendas.

Rezone Petition - Arlene McKenzie

On February 18, 1994, this matter was referred to the Planning Board for review and recommendation. On April 7, 1994, the Planning Board recommended approval. On May 18, 1994, the Municipal Review Committee adopted a Negative SEQR Declaration on this project.

Rezone Petition - Timon Electrical Construction, Inc.

On May 20, 1994, this matter was referred to the Planning Board for review and recommendation.

Subdivision Approval - Autumn Park (N/William - W/Bowen)

On October 25, 1993, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On November 3, 1993, the Planning Board approved a sketch plan for this development.

Subdivision Approval - Belmont Creek (N/Central Avenue - W/Walden Avenue)

On February 23, 1994 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On March 2, 1994 the Planning Board approved the sketch plan. On March 22, 1994, an application for preliminary plat approval was filed with the Town Clerk along with a check for \$895.00 and referred to the Building Inspector for distribution to various reviewers. On April 6, 1994, the Planning Board approved the Preliminary Plat Plan. On May 18, 1994, the Municipal Review Committee adopted a Negative SEQR Declaration on this project.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Subdivision Approval - Bowen Road Square (Off Bowen Road)

On August 30, 1990 the developer tendered to the Town Clerk a subdivision filing fee of \$1,135.00. On August 1, 1990 the Planning Board approved the preliminary plat for this development subject to three conditions. On January 22, 1991 the Municipal Review Committee tabled their SEQOR Review decision pending receipt of additional data from the petitioner. On March 29, 1993 the Municipal Review Committee adopted a Negative SEQOR Declaration for this project. On May 2, 1994, the Town Board approved this subdivision. This item remains on the agenda until the map cover is filed.

Subdivision Approval - Cross Creek (Off Pleasant View Drive)

On November 5, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On November 18, 1992 the Planning Board approved the sketch plan for this subdivision. On March 29, 1993 the Municipal Review Committee adopted a Negative SEQOR Declaration for this project. On September 16, 1993 an application for preliminary plat approval was filed with the Town Clerk along with a check for \$760.00 and referred to the Building Inspector for distribution to various reviewers. On October 6, 1993 the Planning Board approved the preliminary plat plan for this subdivision with two changes that must be incorporated into the final plat plan submittal.

Subdivision Approval - East Brook Estates (Off Bowen Road)

This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.

Subdivision Approval - Fairway Hills, Phase I (Off William Street)

On November 19, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On January 6, 1993 the Planning Board conditionally approved the sketch plan for this subdivision. On January 6, 1993 the Municipal Review Committee adopted a Positive SEQOR Declaration on this matter. On January 20, 1993 an informal scoping session was held on this project. On June 9, 1993 the Town Board held a Public Hearing on the Draft Environmental Impact Statement (DEIS) for this project. On August 9, 1993 the Building Inspector received and distributed a revised sketch plan to the Planning Board and various reviewers. On October 18, 1993 the Town Board accepted the Draft Environmental Impact Status (DEIS) dated July 1993, as supplemented and amended as the Final Environmental Impact Statement (FEIS). On May 23, 1994 an application for preliminary plat plan approval was filed with the Town Clerk along with a check for \$1900.00 and referred to the Building Inspector for distribution to various reviewers. On June 1, 1994, the Planning Board approved the preliminary plat plan.

Subdivision Approval - Fox Valley Estates, Phase I (Off Peppermint Road)

On November 22, 1991 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On January 25, 1993 the Building Inspector received and distributed a revised sketch plan to the Planning Board and other reviewers. On February 3, 1993 the Planning Board approved the sketch plan subject to three conditions. On February 12, 1993 an application for Preliminary Plat Plan approval was received with a review fee of \$820.00 and distributed by the Building Inspector to various reviewers. On March 3, 1993 the Planning Board approved the Preliminary Plat with two conditions. On March 15, 1993 the Town Board accepted the final Environmental Impact Statement dated February 9, 1993. On March 15, 1993 the Draft environmental Impact Statement (DEIS), dated February 9, 1993 as supplemented and amended, was adopted as the Final Environmental Impact Statement (FEIS). On April 4, 1993 the Town Board adopted Final SEQOR findings for this project. On February 7, 1994 the Town Board approved the filing of a map cover on this subdivision.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)

Subdivision Approval - Genesee Street Townhouses (Off Genesee Street near Harris Hill Rd.)

On May 23, 1994, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers.

Subdivision Approval - Golfe Creek Town Homes (formerly Country Club Commons) (Townhouses - Off Broadway West of the Lancaster Country Club)

On July 9, 1990 the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On October 24, 1990 the Building Inspector transmitted an Application for Sketch Plan Approval to the Planning Board for review. On November 7, 1990 the Planning Board approved the sketch plan for this development. On November 21, 1990 the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1090.00. On November 28, 1990 the Planning Board approved the Preliminary Plat Plan. On February 1, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On February 11, 1991 the Town Attorney notified the developer that the final plat was not sufficient. On June 17, 1991 the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's Office. On August 19, 1991 the Town Board approved a name change for this project to Golfe Creek Town Homes and authorized the filing of a map cover in the Erie County Clerk's office under that name. This item remains on the agenda until the map cover is filed.

Subdivision Approval - Michael's Landing (Off Lake Avenue)

On September 20, 1993, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On October 6, 1993 the Planning Board denied approval of the sketch plan. On October 25, 1993, an amended application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On November 3, 1993, the Planning Board approved a revised sketch plan for this development. On January 21, 1994 an application for plat plan approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On February 2, 1994 the Municipal Review Committee adopted a Negative Declaration. On March 2, 1994 the Planning Board approved the preliminary plat plan.

Subdivision Approval - Parkedge (Off William Street)

On October 18, 1989 the Planning Board approved the sketch plan for this project. On March 6, 1991 an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991 a \$1285.00 Subdivision Filing Fee was received by the Town Clerk. On May 6, 1991 the SEQR Municipal Review Committee adopted a negative declaration.

Subdivision Approval - Penora Street

On May 20, 1993 an application for subdivision preliminary plat plan approval was filed with the Building Inspector and distributed to various reviewers.

Subdivision Approval - Queen's Park (E/Transit Rd. - S/William Street)

On March 22, 1994, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On April 6, 1994, the Planning Board approved the sketch plan. On April 20, 1994, the developer tendered to the Town Clerk an Application for Preliminary Plat Plan approval along with a filing fee of \$1,225.00 and referred to the Building Inspector for distribution to various reviewers. On May 11, 1994 the Planning Board approved the Preliminary Plat Plan. On May 18, 1994, the Municipal Review Committee adopted a Negative SEQR Declaration on this project.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Subdivision Approval - Regents Park (S/S Genesee St. - W/Home Rd.)

On November 2, 1993, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On December 1, 1993 the Planning Board approved the sketch plan. On April 22, 1994, the developer tendered to the Town Clerk an Application for Preliminary Plat Plan approval along with a filing fee of \$610.00 and referred to the Building Inspector for distribution to various reviewers. On May 11, 1994 the Planning Board approved the Preliminary Plat Plan.

Subdivision Approval - Scinta (4 lots Erie Street)

On July 31, 1992 the developer tendered to the Town Clerk an Application for Preliminary Plat Plan Approval along with a filing fee of \$400.00. On August 1, 1992 the Building Inspector distributed the Preliminary Plat Plan to various reviewers. On September 2, 1992 the Planning Board approved a preliminary plat plan for this subdivision. On November 2, 1992 a SEQOR hearing was held on this matter and a Negative Declaration was adopted.

Subdivision Approval - Stream Field (East of Tops Plaza)

On February 3, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On March 17, 1993 the Planning Board approved the sketch plan. On March 29, 1993, the Municipal Review Committee adopted a SEQOR Negative Declaration for this project. On May 18, 1994, the Municipal Review Committee adopted a Negative SEQOR Declaration on this project.

Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)

On October 4, 1989 the Planning Board approved the site plan for this subdivision. On October 13, 1989 the developer tendered to the Town Clerk a subdivision filing fee of \$415.00. On August 6, 1990 the Town Board adopted a SEQOR Negative Declaration on this matter. On September 20, 1993, the Building Inspector received and distributed a revised plat plan to the Town Attorney, Town Clerk, Engineer and Highway Superintendent.

Subdivision Approval - Valley Overlook (S/Genesee Street and W/Ransom Road)
(Pittsford-Mendon Corp.)

On September 22, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On October 6, 1993 the Planning Board denied approval of the sketch plan and directed the developer to submit a new revised sketch plan which would address three of their concerns. On November 19, 1993, an amended sketch plan was filed with the Building Inspector and distributed to various reviewers. On December 1, 1993 the Planning Board approved the revised sketch plan.

Subdivision Approval - Village on the Park (N/E Corner Lake and William)

On January 27, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On February 17, 1993 the Planning Board approved the sketch plan. On March 29, 1993 the Municipal Review Committee adopted a SEQOR Negative Declaration for this project.

Subdivision Approval - Walnut Creek, Phase II, (Off Aurora Street)

On June 6, 1994, the Town Board approved the map filing of this subdivision. this item remains on the agenda until the map cover is filed.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)

Subdivision Approval - Windsor Ridge, Phase II (Off Lake Avenue)

On November 22, 1993, an application for preliminary plat approval was filed with the Town Clerk along with a check for \$940.00. On November 22, 1993, the Building Inspector distributed the preliminary plat plan to various reviewers. On December 1, 1993 the Planning Board approved the Preliminary Plat.

COMMUNICATIONSDISPOSITION ^{Page 556}

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| 263. Joan M. Para to Parks and Recreation Dir. -
Concerns re: Westwood Park. | R & f |
| 264. Town Engineer to Town Board -
Recommend acceptance of street lighting
public improvement permit for Hunters Creek
Subdivision, Phase II. | R & F |
| 265. County Dept. of Environ. Health Services to Town
Board -
Transmittal of Approval of Completed Works for
public water supply improvement re: Stony
Brook Subdivision IIIB. | R & F |
| 266. County Dept. of Environ. Health Services to Town
Board -
Transmittal of Approval of Completed Works for
public water supply improvement re: Stony
Brook Subdivision IV. | R & F |
| 267. Marrano/Marc Equity to Building Inspector -
Request permission to commence site work at
Belmont Creek Subdivision prior to map cover
being filed. | R & F |
| 268. Town Engineer to Supervisor -
Comments re: payment to Sear Brown re: American
Sales Distribution Center Industrial Access
Grant. | TOWN CLERK FOR
RESOLUTION |
| 269. ECDEP to Town Attorney -
Results of SEQOR Referral Review re: Stream
field Subdivision. | PLANNING COMMITTEE
TOWN CLERK
ENGINEER |
| 270. ECDEP to Town Attorney -
Results of SEQOR Referral Review re: Walden
Meadows Business Park. | PLANNING COMMITTEE
TOWN CLERK
ENGINEER |
| 271. Cheektowaga Town Clerk to Town Clerk -
Transmittal of resolution requesting County to
distribute Town's share of additional one
per cent sales tax. | R & F |
| 272. Duplicate of 267. | |
| 273. Town Engineer to Town Board -
Recommend acceptance of street lighting
public improvement permit for Hunters Creek
Subdivision, Phase III. | R & F |
| 274. NYSDOT to Town Attorney -
Results of SEQOR Referral Review re: Stream
field Subdivision. | PLANNING COMMITTEE
TOWN CLERK
ENGINEER |
| 275. SEQOR Review Negative Declaration -
Notice of Determination re: Sewer Dist. No. 4
pumping station improvements. | TOWN ATTORNEY
TOWN CLERK
ENGINEER |
| 276. Town Clerk to Planning Board Chair. -
Transmittal of rezone petition of Timon
Electrical Construction for property situate
on William St. | R & F |
| 277. Town Clerk to Zoning Board Members, Building
Inspector and Town Attorney -
Transmittal of variance petitions for meeting
of 6/9/94. | R & F |
| 278. Conrail to Supervisor -
Advisement re: maintenance work on Chicago line
and reconstruction of grade crossings. | R & F |

COMMUNICATIONSPage 557
DISPOSITION

279. Lackawanna City Council to Town Clerk - Transmittal of resolution demanding ECWA's Commissioners rescind resolution re: "system development fee".	R & F
280. Conbow Lanes to Town Clerk - Request to renew Game Room License.	TOWN ATTORNEY
281. State Liquor Authority, Licensing Div., to Town Clerk - Notice of on-premises liquor license application received from Fox Valley Country Club.	TOWN ATTORNEY
282. Disaster/Preparedness Dept. to Supervisor and Disaster Coordinator - Oil/Chemical Spill Report for incident on 5/23/94.	R & F
283. Conrail to Supervisor - Notification of performance of maintenance work and reconstruction of grade crossings at various locations.	R & F
284. Depew-Lancaster Boys & Girls Club to Town Board - Request for additional funding.	SUPERVISOR
285. LVAC to Parties Involved in Response Call of 5/24/94 - Commendation for life saving performance.	R & F
286. Town Engineer to Town Board - Recommend acceptance of P.I.P.s for water line, pavement and curbs and storm sewer within Stony Brook Subdivision, Phase III(B).	R & F
287. Town Engineer to Town Board - Recommend acceptance of P.I.P.s for water line, pavement and curbs and storm sewer within Stony Brook Subdivision, Phase IV(A).	R & F
288. Donald G. Symer to Town Board - Opinion that taxing authority re: proposed Bowmansville Fire District should remain with the Town Board.	TOWN ATTORNEY PUBLIC SAFETY COMM.
289. Town Clerk to Supervisor - Monthly report for May 1994.	R & F
290. Planning Board to Town Board - Minutes from meeting held 6/1/94.	R & F
291. Planning Board to Town Board - Recommend approval of preliminary plat plan for Fairway Hills, Phase I.	R & F
292. Planning Board to Town Board - Recommend approval of site plan for Palma Tool & Die parking lot.	R & F

PERSONS ADDRESSING TOWN BOARD:

Douglas, Arthur, 1066 Erie Street, spoke to the Town Board on the following matter:

1. Complained of grade crossing and driveway approaches being raised by Conrail on Erie Street.

Komendat, Larry, 514 Hall Road, spoke to the Town Board on the following matter:

1. Complained that Hall Road and other county roads within the Town are badly in need of repair.

Kubicki, Gloria, 15 Maple Drive, spoke to the Town Board on the following matters:

1. Complained of frost heaves on newly constructed Town roads.
2. The formation of a fire district by the Bowmansville Volunteer Fire Department.

Para, Gary, 679 Schwartz Road, spoke to the Town Board on the following matter:

1. Inquired about the Town's services for removal of brush and shrubs dug up by a homeowner.

Refermat, Mary, 139 Lake Avenue, spoke to the Town Board on the following matter:

1. Complimented Highway Superintendent Paul on the quick response to her complaint of graffiti on the Lake Avenue Bridge.

ADJOURNMENT:

ON MOTION OF COUNCILMAN KWAK, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 9:05 P.M.

Signed

Robert P. Thill

Robert P. Thill, Town Clerk